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\* EC 73 U.S. PTO

12/07/00

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#21A  
7-26-01  
M.L.  
PATENT APPLICATION

12/06/00  
09/731359  
\* EC 73 U.S. PTO

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No: 29544/36981

### CONTINUING APPLICATION TRANSMITTAL UNDER 37 CFR 1.53(b)

Box Patent Application  
Commissioner for Patents  
Washington, D.C. 20231

Sir:

This is a request under 37 CFR 1.53 for filing a

continuation application.  
 divisional application.

#### 1. Particulars of Prior Application

Application Serial No: 09/619,188  
Filed on: July 19, 2000  
Title: DATA MANAGEMENT AND ORDER DELIVERY SYSTEM  
Art Unit: 2771  
Examiner: E. Colbert  
Prior Docket No.: 29544/36602

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#### CERTIFICATION UNDER 37 CFR 1.10

I hereby certify that this Continuing Application Transmittal Under 37 CFR 1.53(b) and the documents referred to as enclosed therewith are being deposited with the United States Postal Service on December 6, 2000, in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231 utilizing the "Express Mail Post Office to Addressee" service of the United States Postal Service under Mailing Label No. EM 099 904 715 US.

  
Richard Zimmermann

12/27/2002 SCALLIHA 00000004 132855 09619188

01 FC:2201 378.00 CH  
02 FC:2202 144.00 CH

2. This request is filed by:

1. Full Name of Inventor	Family Name <b>JEBENS</b>	First Given Name <b>John</b>	Second Given Name <b>H.</b>
Residence & Citizenship	City <b>Tierra Verde</b>	State or Foreign Country <b>Florida</b>	Country of Citizenship <b>United States of America</b>
Post Office Address	Post Office Address <b>248 Monte Cristo Blvd.</b>	City <b>Tierra Verde</b>	State & Zip Code/Country <b>Florida 33715/USA</b>
2. Full Name of Inventor	Family Name <b>CARLSON</b>	First Given Name <b>Lowell</b>	Second Given Name <b>D.</b>
Residence & Citizenship	City <b>Moline</b>	State or Foreign Country <b>Illinois</b>	Country of Citizenship <b>United States of America</b>
Post Office Address	Post Office Address <b>2700 11<sup>th</sup> Street Court</b>	City <b>Moline</b>	State & Zip Code/Country <b>Illinois 61265/USA</b>
3. Full Name of Inventor	Family Name <b>JAMES</b>	First Given Name <b>Jeffrey</b>	Second Given Name <b>Scott</b>
Residence & Citizenship	City <b>Bettendorf</b>	State or Foreign Country <b>Iowa</b>	Country of Citizenship <b>United States of America</b>
Post Office Address	Post Office Address <b>2205 Kimberly Road</b>	City <b>Bettendorf</b>	State & Zip Code/Country <b>Iowa 52722/USA</b>

This application is being filed by less than all the inventors named in the prior application. An accompanying statement requests deletion of the name(s) of the person(s) who are not inventors of the invention being claimed in this application.

**3. Amendments**

Amend the specification by inserting before the first line the sentence:

A1

--This is a Continuation of U.S. application Serial No. 09/619,188, filed July 19, 2000, which in turn is a continuation of U.S. application Serial No. 08/908,046, filed August 11, 1997.--

Cancel claims 2-90 in the prior application before calculating the filing fee.

A Preliminary Amendment is enclosed.

The filing fee is based upon entry of the foregoing amendment(s) (if any).

**4. Copy of Prior Application**

The enclosed is a copy of the prior complete application, including the specification (with claims), drawings, the oath or declaration, and any amendments referred to in the oath or declaration filed to complete the prior application.

**5. Incorporation By Reference**

The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under paragraph 4, above, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

**6. Priority**

Priority of application No. \_\_\_\_\_, filed on \_\_\_\_\_ in \_\_\_\_\_ is claimed under 35 USC 119.

The certified copy(ies) was(were) filed in prior U.S. application Serial No. \_\_\_\_\_.

The certified copy(ies) has(have) not been filed.

**7. Assignment**

The prior application is assigned of record to Marshall, O'Toole, Gerstein, Murray & Borun, and has been recorded at Reel No. 010724, Frame No. 0338.

**8. Small Entity Status**

Applicant claims small entity status. See 37 CFR 1.27.

A small entity statement is(are) attached.

**9. Information Disclosure Statement**

An Information Disclosure Statement is enclosed herewith.

**10. Drawings**

A new set of formal drawings is enclosed.

**11. Fee Calculation**

CLAIMS AS FILED - INCLUDING PRELIMINARY AMENDMENT (IF ANY)						
			SMALL ENTITY		OTHER THAN A SMALL ENTITY	
	NO. FILED	NO. EXTRA	RATE	Fee	RATE	Fee
BASIC FEE				\$355.00		\$710.00
TOTAL	1 - 20	= 1	X 9 =	\$0.00	X 18 =	\$
INDEP.	1 - 3	= 1	X 40 =	\$0.00	X 80 =	\$
<input type="checkbox"/> First Presentation of Multiple Dependent Claim			+ 135 =	\$0.00	+ 270 =	\$
			Filing Fee:	\$355.00	<b>OR</b>	\$

**12. Method of Payment of Fees**

Attached is a check in the amount of: **\$355.00**

Charge Deposit Account No. 13-2855 in the amount of: \$ \_\_\_\_\_  
A copy of this Transmittal is enclosed.

**13. Deposit Account and Refund Authorization**

The Commissioner is hereby authorized to charge any deficiency in the amount enclosed or any additional fees which may be required during the pendency of this application under 37 CFR 1.16 or 37 CFR 1.17 to Deposit Account No. 13-2855. A copy of this Transmittal is enclosed.

Please refund any overpayment to Marshall, O'Toole, Gerstein, Murray & Borun at the address below.

**14. Correspondence Address**

Customer No.: 04743

Respectfully submitted,

MARSHALL, O'TOOLE, GERSTEIN,  
MURRAY & BORUN  
6300 Sears Tower  
233 South Wacker Drive  
Chicago, Illinois 60606-6402  
(312) 474-6300  
(312) 474-0448 (Telefacsimile)

By:

  
James F. Goedken  
Reg. No: 44,715

December 6, 2000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: ) Title: DATA MANAGEMENT AND  
                  ) ORDER DELIVERY SYSTEM  
**JEBENS et al.** )  
                  )  
Serial No: Not Yet Assigned )  
(Continuation of U.S. Application ) Group Art Unit: Not Yet Assigned  
Serial No. 09/619,188 )  
                  )  
Filed: December 6, 2000 ) Examiner: Not Yet Assigned

**TRANSMITTAL OF FORMAL DRAWINGS**

Commissioner for Patents  
Washington, D.C. 20231

Attention: Official Draftsman

Sir:

Enclosed herewith are twenty-seven (27) sheets of formal drawings for substitution in the above-referenced application.

Respectfully submitted,

MARSHALL, O'TOOLE, GERSTEIN,  
MURRAY & BORUN  
6300 Sears Tower  
233 South Wacker Drive  
Chicago, Illinois 60606-6402  
(312) 474-6300

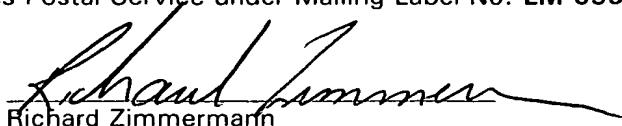
By:

  
James F. Goedken  
Registration No.: 44,715

December 6, 2000

**CERTIFICATE OF MAILING (37 CFR 1.10)**

I hereby certify that this paper and the documents referred to as enclosed therewith are being deposited with the United States Postal Service on December 6, 2000, in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231 utilizing the "Express Mail Post Office to Addressee" service of the United States Postal Service under Mailing Label No. EM 099 904 715 US.

  
Richard Zimmermann